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*Attorneys for Defendant
Unifi Aviation, L.L.C.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CHRISTOPHER PRUETT,

Plaintiff,

vs.

UNIFI AVIATION, LLC,

Defendant.

CASE NO: 3:23-cv-00008-LRH-CLB

**ORDER GRANTING
STIPULATION TO STAY
DISCOVERY
(FIRST REQUEST)**

WHEREAS, discovery is currently open, with a discovery cut-off date of November 2, 2023 [ECF No. 8];

WHEREAS, the parties are currently exploring settlement and, with the limited exceptions set forth below, wish to avoid further litigation costs until a settlement conference can be conducted;

WHEREAS, the parties are in the process of scheduling a settlement conference to occur on November 3, 2023 before the Honorable Judge Denney;

WHEREAS, in light of the above, Plaintiff and Defendant have agreed to stay discovery with the exception of: (1) Defendant taking the deposition of Plaintiff's damages expert prior to the November 3, 2023 settlement conference, and (2) Plaintiff producing additional paystubs pertinent to his claim of alleged lost wages;

NOW, THEREFORE, the parties, by and through their respective counsel of record, **STIPULATE AND AGREE** as follows:

- 1 1. Discovery is hereby **STAYED** so that the parties may proceed with a settlement conference
- 2 before the Honorable Judge Denney on November 3, 2023 at 9:00 a.m.;
- 3 2. Notwithstanding that stay of discovery, Defendant's counsel shall be allowed to depose
- 4 Plaintiff's expert before the November 3, 2023 settlement conference, and prior to said
- 5 deposition, Plaintiff shall produce all paystubs as are available to him from any
- 6 employment he maintained after his employment with Defendant ended;
- 7 3. All current deadlines listed in the Discovery Plan and Scheduling Order [ECF No. 8] which
- 8 have not already passed are hereby **VACATED**. This includes the deadline to designate
- 9 rebuttal experts, the close of discovery, and the dispositive motion deadline.
- 10 4. If this matter is not resolved at the November 3, 2023 settlement conference, the parties
- 11 shall within two weeks of the settlement conference: (a) meet and confer to agree upon a
- 12 date on which discovery shall re-open, and (b) prepare an updated Stipulated Discovery
- 13 Plan and Scheduling Order which identifies: (1) all remaining discovery to be conducted,
- 14 (2) the updated discovery cut-off date, (3) a new deadline to designate rebuttal expert
- 15 witnesses, and (4) an updated deadline for dispositive motions. No previously expired
- 16 deadline may be updated or extended. The new close of discovery shall not extend the
- 17 length of the discovery period in this matter, but instead, shall simply be updated to reflect
- 18 that the stay of discovery occurred and to not exceed the length of such stay. The parties
- 19 understand that Plaintiff's counsel is unavailable during the entire month of February 2024.
- 20 The updated Stipulated Discovery Plan and Scheduling Order is to be filed on or before
- 21 November 17, 2023.

22 **IT IS SO STIPULATED.**

23 Respectfully submitted,

24 Dated: September 15, 2023

/s/ Diane K. Vaillancourt

Terri Keyser-Cooper
Diane K. Vaillancourt

Attorneys for Plaintiff Christopher Pruett

1 Dated: September 15, 2023

/s/ Shannon S. Pierce

Shannon S. Pierce
FENNEMORE CRAIG, P.C.

Attorney for Defendant
Unifi Aviation, L.L.C.

6 **ORDER**

8 **IT IS SO ORDERED.**

9 
10 UNITED STATES MAGISTRATE JUDGE

12 Dated: September 18, 2023.